



Rcpt:1830948 Rec: 27.00  
DS: 0.00 IT: 0.00  
01/20/2017 K. R. M., Dpty Clerk

**AMENDMENT TO BY-LAWS AND  
ARTICLES OF INCORPORATION  
FOR WILDERNESS LAKE PRESERVE  
HOMEOWNERS' ASSOCIATION, INC.**

PAULA S. O'NEIL, Ph.D. PASCO CLERK & COMPTROLLER  
01/20/2017 10:20am 1 of 3  
OR BK **9485** PG **3410**

THESE AMENDMENTS were made this the dates shown, by the Wilderness Lake Preserve Homeowners' Association, Inc., a Florida not-for-profit corporation, herein referred to as the "Association", whose mailing address is 23548 State Road 54, Lutz, Florida 33559.

**WITNESSETH:**

WHEREAS, Lindell Investments, II, Inc. a Florida corporation, as the Declarant heretofore imposed certain covenants, conditions and restrictions upon real property located in Pasco County, Florida, by virtue of that certain Declaration of Covenants, Conditions and Restrictions for the Wilderness Lake Preserve, as recorded in O.R. Book 4885, Page 1182 et al, Public Records of Pasco County, Florida, together with any amendments thereto (herein collectively called the "Declaration"); and

WHEREAS, the Association is governed by the Wilderness Lake Preserve Homeowners' Association, Inc., a Florida not-for-profit corporation, created when its Articles of Incorporation were filed with the Secretary of State for the State of Florida on or about December 28<sup>th</sup>, 2001, Document # N01000009010 and whose actions as a corporation are governed by a set of By-Laws; and

WHEREAS, pursuant to Article XI of the Articles of Incorporation may be amended the approval of two-thirds (2/3) of the voting interests of the Association at a meeting called for such purpose at which a quorum is present in person or appearing by proxy; and

WHEREAS, pursuant to Article X of the Articles of Incorporation and Article XII Section 1 of the By-Laws, the By-Laws may be amended at a regular meeting of the Board of Directors by the Board of Directors; and

WHEREAS, on the 2 day of FEBRUARY, 2016, at a regular meeting of the Board of Directors, duly called, at which a quorum of Directors were present, a Motion was made, seconded and carried that the following Amendment to the By-Laws be adopted:

NOW, THEREFORE, the Association hereby amends its By-Laws as follows:

1. The recitals set forth above are true and correct and are incorporated herein by reference.
2. The By-Laws, Article V Section 2 is amended to read as follows (deletions are stricken out and additions double underlined):

**Article V Board of Directors: Selection: Term of Office**

Section 2 The Board shall serve until the election of a new Board at the annual meeting of the membership, and each director shall be elected to serve ~~until the next annual meeting of the membership~~ two years or until his successor shall be elected and shall qualify. ~~The number of directors shall not be less than three (3). The initial Board shall consist of three (3) directors as identified in the Articles.~~

3. The By-Laws, Article VII Sections 1 and 2 are amended to read as follows (deletions are stricken out and additions double underlined):

**Article VII Nomination and Election of Directors**

Section 1. Nomination. Nomination for election to the Board of Directors shall be made by a Nominating Committee. Nominations may ~~also~~ not be made from the floor at the annual meeting. The Nominating Committee shall consist of a Chairman, who shall be a member of the Board of Directors, and

two or more members of the Association. The Nominating Committee shall be appointed by the Board of Directors prior to each annual meeting of the members, to serve from the close of such annual meeting until the close of the next annual meeting and such appointment shall be announced at each annual meeting. The Nominating Committee shall make as many nominations for election to the Board of Directors as it shall in its discretion determine, but not less than the number of vacancies that are to be filled. Such nominations may be made from among members ~~or non-members~~.

Section 2. Election. Election to the Board of Directors shall be by secret written ballot both by those members present at the meeting of the members, in addition to members who are not in attendance at the meeting whose ballots must be placed in an inner envelope with no identifying markings and mailed or delivered to the association in an outer envelope bearing identifying information reflecting the name of the member, the lot or parcel for which the vote is being cast, and the signature of the lot or parcel owner casting that ballot. At such election the members may cast, in respect to each vacancy, as many votes as they are entitled to exercise under the provisions of the Declaration. The persons receiving the largest number of votes shall be elected. Cumulative voting is not permitted.

WHEREAS, on the 16<sup>th</sup> day of February, 2016, at a regular meeting of the Membership, duly called, at which a quorum of members were present either in person or by Proxy, the following Amendment to the Articles of Incorporation was passed by 2/3's of those present:

NOW, THEREFORE, the Association hereby amends its Articles of Incorporation as follows:

1. The recitals set forth above are true and correct and are incorporated herein by reference.


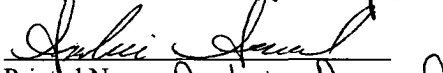
2. The Articles of Incorporation, Article VII Section A, is amended to read as follows (deletions are stricken out and additions double underlined):

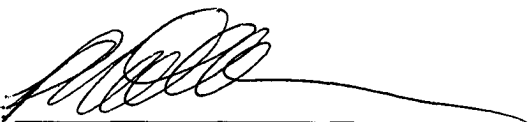
Article VII Board of Directors:

A. This Association's affairs are managed by a Board of Directors ~~initially~~ initially composed of ~~three (3)~~ seven (7) Directors. Directors shall be selected and removed as provided in the Association's By-Laws. The initial Directors named below shall serve until this Association's first annual meeting. The term of office for all Directors is ~~one two years, with staggered terms, to be implemented at the next election after the adoption of this amendment with the four candidates receiving the most number of votes serving a two year terms and the remaining three directors serving a one year term, thereafter all board positions coming up for election shall be for two year terms.~~ one two years, with staggered terms, to be implemented at the next election after the adoption of this amendment with the four candidates receiving the most number of votes serving a two year terms and the remaining three directors serving a one year term, thereafter all board positions coming up for election shall be for two year terms. Before any such annual meeting occurring after the Class "B" Control Period (as defined in the Declaration and By-Laws) expires, all vacancies occurring on the Board of Directors, if any, will be filled by majority vote of the remaining Directors, even if less than a quorum. Any Director may succeed himself or herself in office. All Directors will be elected by secret written ballot. Each member may vote for each vacancy; however, cumulative voting is not permitted. Directors need ~~not~~ be Association members.

IN WITNESS WHEREOF, the undersigned corporation has caused this Amendment to its By-Laws to be executed by its duly authorized officers as of the day and year first written below. These amendments shall take effect upon filing.

Signed, sealed and delivered  
in the presence of:

  
Printed Name: Neil Wayne  
  
Printed Name: Andrea Amara

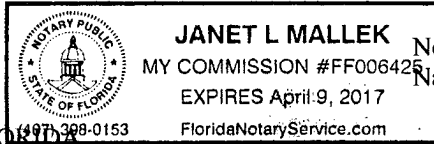
By:   
Philip Haas  
President

[Signature]  
Printed Name: Neil Wayne  
[Signature]  
Printed Name: Andrea Amoral

By: [Signature]  
F. Wagner  
Secretary

STATE OF FLORIDA  
COUNTY OF PASCO

The foregoing instrument was acknowledged before me this 13<sup>th</sup> day of January 2017, by Philip Haas as President on behalf of the corporation, who is personally known to me or has identified himself/herself to me using \_\_\_\_\_ as identification, and did take an oath.



Notary [Signature]  
Name and Commission Number:

STATE OF FLORIDA  
COUNTY OF PASCO

TARA WAGNER [Signature] ~~SKA HAAS~~  
The foregoing instrument was acknowledged before me this 13<sup>th</sup> day of January 2017, by \_\_\_\_\_ as Secretary, on behalf of the corporation, who is personally known to me or has identified himself/herself to me using \_\_\_\_\_ as identification, and did take an oath.

Notary [Signature]  
Name and Commission Number:

**R**  
Prepared by and return to:  
Antonio Duarte, III  
Attorney at Law  
6221 Land o' Lakes Blvd.  
Land o' Lakes, Florida 34638

